

# The Corporation of the Town of Tecumseh

## By-Law Number 2023-113

Being a by-law to establish the water and wastewater rates for the year 2024

**Whereas** the *Municipal Act, 2001*, S.O. 2001, c. 25 and in particular section 391 et seq. thereof, provide, inter alia, that a municipality may pass by-laws imposing fees or other charges for services or activities provided or done by it, for use of property under its control, and for capital costs payable by it;

**And Whereas** in pursuance thereof, The Corporation of the Town of Tecumseh (Town) is desirous of enacting a by-law to impose fees or charges for use of its wastewater system, and for use of its waterworks system and for the consumption of water supplied by the waterworks system;

**And Whereas** public notice was given on the Town's website, Facebook page and Twitter of Council's intent to give consideration to the adoption of a by-law to impose fees or charges for use of its wastewater management system, and for use of its waterworks system and for the consumption of water supplied by the waterworks system at their regular meeting to be held on Tuesday, November 28, 2023.

**Now Therefore the Council of The Corporation of The Town of Tecumseh enacts as follows:**

### **Part 1: Short Title**

The short title of this by-law is the Water and Wastewater Rates By-law.

### **Part 2: Definitions**

2.1 In this by-law, the following words or expressions shall have the following meanings:

- a) "Customer" shall include any person, firm or corporation who receives, takes, uses or agrees to receive, take or use water from the Town;
- b) "Owner" shall include any person, firm or corporation who is the registered owner of, or is entitled to any estate or interest in land to which water from the Town is supplied;
- c) "Premises or Facilities" shall include any land, house, tenement, building, lot (or part thereof), or any facility to which water is supplied by the Town; and
- d) "Town" shall mean The Corporation of the Town of Tecumseh.

**Part 3: When Rates Effective**

- 3.1 The rates and charges imposed by this by-law shall be in effect and be imposed as of January 1, 2022, and thereafter until this by-law is replaced by a successor water rates by-law or amendment hereto.

**Part 4: Water Rates and Charges**

- 4.1 Before the initial supply of water to or the additional or subsequent connection for water to any Premises or Facility within the Town, the Owner shall make application therefore, and the Owner shall pay the water connection charges prescribed by Part I to the schedule to this by-law.
- 4.2 A Customer shall pay the fixed charges for the provision and supply of water, and for maintenance of the water supply and the waterworks system, based on water meter size, as are prescribed by Part II to the schedule to this by-law.
- 4.3 In addition to the said fixed charges, a Customer shall pay the water consumption charges for metered Premises or Facilities, the water consumption charges, based on volume of water consumption, as are prescribed by Part III to the schedule to this by-law.
- 4.4 A Customer shall pay, with respect to unmetered Premises or Facilities, the flat rate water consumption charges prescribed by Part IV to the schedule to this by-law.
- 4.5 A user of a fire hydrant shall pay the hydrant rental charge prescribed by Part V to the schedule to this by-law.

**Part 5: Wastewater Collection and Treatment Rates and Charges**

- 5.1 A Customer shall pay the fixed charges for the collection and treatment of wastewater, and for maintenance of the wastewater system, based on water meter size, as are prescribed by Part II to the schedule to this by-law.
- 5.2 In addition to the said fixed charges, a Customer shall pay the wastewater collection and treatment charges with respect to metered Premises or Facilities, the wastewater collection and treatment charges, based on volume of water consumption, as are prescribed by Part VI to the schedule to this by-law.
- 5.3 A Customer shall pay, with respect to unmetered Premises or Facilities, the flat rate wastewater collection and treatment charges prescribed by Part VII to the schedule to this by-law.

**Part 6: Enforcement**

- 6.1 Water meters may be read, and accounts rendered monthly, bi-monthly or on any other basis that the Town may determine. All accounts shall be deemed to be served upon the Customer or Owner if delivered or sent by ordinary mail to the Premises or Facilities supplied.

- 6.2 All accounts shall be paid by the due date stated thereon. Thereafter, late payment charges shall be added to the account, as prescribed by Part IX to the schedule to this by-law.
- 6.3 In the event a Customer or Owner neglects or refuses to pay any account rendered under authority of this by-law, the Town may in its discretion shut off or reduce the flow of water to the customer or to the Premises or Facility. In such event, the reconnection charges prescribed by Part I to the schedule to this by-law shall be imposed upon the Customer or Owner.
- 6.4 The Town may, in its discretion, as a pre-condition to the supply of water to a Premise or Facility, require a Customer or Owner to make a deposit of such sum of money as it may consider advisable. The deposit shall be held as security for payment of charges imposed in pursuance of this by-law. Such deposit may be applied by the Town in satisfaction of unpaid accounts.

**Part 7: Repeal**

- 7.1 In the event of a conflict between the provisions of this by-law and the provisions of any other by-law of the Town, the provisions of this by-law shall prevail and govern and be paramount.

**Part 8: Effective Date**

- 8.1.1 This by-law comes into force on January 1, 2024.

**Read** a first, second, third time and finally passed this 28th day of November, 2023.



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Gary McNamara, Mayor

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Robert Auger, Clerk

**Schedule A – Town of Tecumseh Water and Wastewater Rates****Part 9: Part I: Fixed Charges for Water and Wastewater Service****Fixed Charge Per Month****Meter Size**

<b>Meter Size</b>	<b>Water</b>	<b>Wastewater</b>
5/8" & 3/4"	19.55	19.55
1"	33.92	33.92
1 1/2"	66.59	66.59
2"	99.21	99.21
3"	166.56	166.56
4"	268.85	268.85
6"	478.11	478.11

**Part 10: Part II: Metered Water Consumption Charges**

usage under 10,200 cubic meters per month

\$1.3129 per cubic meter

**Metered Water Consumption Charges**

usage over 10,200 cubic meters per month

\$0.9490 per cubic meter

**Part 11: Part III: Flat Rate Water Un-Metered Consumption Charges**

\$55.65 per month

**Part 12: Part IV: Wastewater Collection and Treatment Charges**

\$1.3756 per cubic meter of water consumed

Bonduelle North America (Nortera Foods):

\$ 0.9169 per cubic meter of water consumed

**Part 13: Part V: Flat Rate Un-Metered Wastewater Collection and Treatment Charge**

\$57.38 per month

**Part 14: Part VI: Oasis Water Filling Station**

\$2.48 per cubic meter

**Part 15: Part VII: Miscellaneous Charges**

Late Payment Charges: 1.25% per month charged to overdue accounts

NSF Cheques: \$15.00 plus bank charges